

PETER GOODMAN, ESQ.
State Bar No. 65975
400 Montgomery Street, Second Floor
San Francisco, California 94104
Telephone: (415) 781-8866
Facsimile: (415) 781-2266

Attorney for Defendant
CARLOS IVAN VARGAS, SR.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR-09-00888 JF
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
vs.)	<u>CONTINUING STATUS CONFERENCE</u>
CARLOS IVAN VARGAS, SR., et al.,)	
Defendants.)	

Plaintiff UNITED STATES OF AMERICA, through its counsel of record, Assistant United States Attorney ("AUSA") Jeffrey B. Schenk, and defendants CARLOS IVAN VARGAS, SR., JOHN MASAKAZU TASHIRO and DANIEL JOSE DOMINGUEZ, through their respective counsel of record, Peter Goodman, Assistant Federal Defender ("AFD") Varell Fuller and John J. Jordan, hereby stipulate and agree as follows:

1. A Status Conference in this matter is presently scheduled for Thursday, February 25, 2010, at 9:00 a.m.

2. Counsel for defendant VARGAS recently retained a forensic accounting expert to review thousands of pages of business records provided in discovery which are said to detail the mail and wire fraud conspiracy alleged against defendant VARGAS and his co-defendants in the indictment. Counsel for defendant VARGAS believes that it will be difficult to advise his client of the possible sentence the defendant is facing and

1 attempt to negotiate a favorable settlement in this matter until counsel has a better
2 idea of the quality of the government's proof as to the amount of loss. Working with
3 his retained expert, defense counsel anticipates that the contemplated review will be
4 completed in thirty days.

5 3. In order to allow sufficient time for that review to occur and because AUSA
6 Schenk anticipates being in trial the last two weeks in March, the parties agree and are
7 requesting this Court to order that the Status Conference presently set for February 25,
8 2010, at 9:00 a.m. be continued to April 8, 2010, at 9:00 a.m.

9 SO STIPULATED

10 DATED: February 23, 2010

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13 /s/
JEFFREY P. SCHENK
Assistant United States Attorney

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15 SO STIPULATED

16 DATED: February 23, 2010

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18 /s/
PETER GOODMAN
Attorney for Defendant
CARLOS IVAN VARGAS, SR.

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21 SO STIPULATED

22 DATED: February 23, 2010

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24 /s/
VARELL FULLER
Assistant Federal Defender
Attorney for Defendant
JOHN MASAKAZU TASHIRO

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1 SO STIPULATED

2 DATED: February 23, 2010

4 /s/

JOHN J. JORDAN
Attorney for Defendant
DANIEL JOSE DOMINGUEZ

7 GOOD CAUSE APPEARING from the parties' Stipulation Continuing Status
8 Conference, IT IS HEREBY ORDERED that the Status Conference in this matter, which
9 is scheduled for February 25, 2010, at 9:00 a.m., be continued to April 8, 2010, at 9:00
10 a.m.

11 DATED: 2/24/10



JEREMY D. FOGEL
United States District Court Judge